

BUREAU OF SECURITY AND INVESTIGATIVE SERVICES

INITIAL STATEMENT OF REASONS

Hearing Date: June 27, 1006. Written comments will be accepted by mail, facsimile, and e-mail until 5:00 p.m., June 26, 2006.

Subject Matter of Proposed Regulations:

- (1) Sections Affected: The California Code of Regulations, Sections 600.1, 601.3, 601.5, 602, 602.1, 603, 605, 606, 607.4, 608.3, 627, and 642.5

Chapter 655 of the Statutes of 2005 [SB-194, (Maldonado)], added Chapter 11.4 (The Proprietary Security Services Act) including sections 7574, 7574.1, 7574.2, and 7574.3 to the Business and Professions Code. That law requires registration with the state of a proprietary private security officer unless exempted by section 7582.2 of the Business and Professions Code.

Any individual employed as of January 1, 2006, as a proprietary private security officer must begin registering as of July 1, 2006. Any individual employed as a proprietary private security officer prior to January 1, 2006, must register as of January 1, 2007. An unarmed proprietary private security officer is a person who provides protection to persons or places, wears a distinctive uniform, interacts with the public, works exclusively for one employer and his/her services are not sublet to any other entity. The law also requires an applicant for such registration to pay a registration fee and undergo a criminal history background check.

This rulemaking package proposes reasonable rules and regulations regarding the registration of proprietary private security officers.

Specific Purpose of Each Adoption, Amendment, or Repeal:

The specific purpose of this proposal is to provide reasonable rules and regulations regarding registration of proprietary private security officers. The Bureau of Security and Investigative Services (BSIS) proposes amendment to sections 600.1, 601.3, 602, 602.1, 603, 605, 606, 607.4, 608.3 and 627, and adoption of sections 601.5 and 642.5.

Factual Basis:

Chapter 655 of the Statutes of 2005 requires registration with BSIS of all proprietary private security officers. Prospective proprietary private security officers must apply for registration with BSIS, pay an application fee, and comply with requirements for a background check.

Underlying Data:

None

Business Impact:

This regulation will have an minimal economic impact on businesses because the regulations do require proprietary private security officers to register with BSIS, pay a registration fee (\$50), and submit fingerprints for a criminal history background check (\$56). In some instances the cost associated with the registration of the proprietary security officer may be absorbed by the officer's employer.

Specific Technologies or Equipment:

This regulation does not mandate the use of specific technologies or equipment.

Consideration of Alternatives:

No alternative which was considered would be either more effective than or equally as effective as and less burdensome to affected private persons than the proposed regulation.